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UNITED STATES BANKRUPTCY COURT

DISTRICT OF NEVADA

In re

CASH CLOUD, INC.,
dba COIN CLOUD,

Debtor.

Case No. BK-23-10423-mkn

Chapter 11

**SECOND STIPULATION TO MOVE
DEADLINES RE: CURE NOTICES AND
OBJECTIONS**

Cash Cloud, Inc. dba Coin Cloud (“Debtor”), debtor and debtor in possession in the above-captioned case (the “Chapter 11 Case”), by and through its counsel Fox Rothschild LLP; CKDL Credit, LLC (the “DIP Lender”), by and through its counsel Berger Singerman LLP and Sylvester & Polednak Ltd.; Genesis Global Holdco, LLC (“Genesis”), by and through its counsel Cleary Gottlieb Steen & Hamilton LLP and Snell & Wilmer L.L.P.; Enigma Securities Limited (“Enigma”), by and through its counsel Morrison & Foerster LLP and Shea Larsen; and the Official Committee of Unsecured Creditors (the “Committee” and together with the Debtor, the DIP Lender, Genesis, Enigma, and the Committee, the “Parties”), by and through its counsel Seward & Kissel LLP and McDonald Carano, LLP, stipulate and agree as follows (the “Stipulation”):

RECITALS

A. WHEREAS, on February 7, 2023, Debtor filed a voluntary petition under chapter 11 of title 11 of the United States Code in the United States Bankruptcy Court for the District of Nevada, commencing the Chapter 11 Case;

B. WHEREAS, on February 17, 2023, the United States Trustee for the District of Nevada appointed the Committee in the Chapter 11 Case [*see* ECF No. 131, as amended, ECF No. 177];

C. WHEREAS, on April 7, 2023, Debtor filed a *Motion for Entry of an Order: (A) Approving Auction and Bidding Procedures for Potential Plan Sponsors or the Purchase of Substantially All of the Debtors Assets; (B) Approving Form Notice to Be Provided to Interested Parties; and (C) Scheduling a Hearing to Consider Approval of the Highest and Best Transaction, Cure Objections, and Confirmation of the Proposed Toggle Plan* [ECF No. 392];

D. WHEREAS, on April 27, 2023, the Court entered the *Order Establishing Bidding Procedures and Related Deadlines* [ECF No. 483] (the “Bid Procedures Order”) which, among other things, approved the form Cure Notice;¹

E. WHEREAS, on May 9, 2023, the Court entered an *Order Approving Stipulation to Extend Bid Deadline, Reschedule Auction and Move Deadlines Re: Cure Notices and Objections* [Docket No. 538] (the “Extension Order”) which, in conjunction with the Bid Procedures Order, set: (1) the date for service of Cure Notices as June 6, 2023; (2) the Contract Objection Deadline as June 12, 2023, at 5:00 p.m. (Pacific Time); (3) the Cure Reply Deadline as June 19, 2023, at 5:00 p.m. (Pacific Time); and (4) the hearing to resolve any and all disputes as to Cure Amounts or Debtor’s assumption and/assignment of any contract or lease (the “Contract Hearing”) on June 28, 2023, at 10:30 a.m. (Pacific Time);

F. WHEREAS, at the Auction held on June 2, 2023, the bids submitted by Heller Capital Group, LLC (“Heller Capital”), Genesis Coin, LLC, and Christopher McAlary, which are for the purchase of substantially all of the Debtor’s assets (the “Sale”), were selected as the Winning Bids;

¹ Capitalized terms not defined herein shall have the meanings assigned to them in the Bid Procedures Order.

G. WHEREAS Heller Capital is considering increasing its Winning Bid by purchasing certain executory contracts and unexpired leases (collectively, “Contracts”) and requires additional time to select the Contracts it desires Debtor to assume and assign to it; and

H. WHEREAS the Parties desire to set: (1) the date for service of Cure Notices as June 13, 2023; (2) the Contract Objection Deadline as June 22, 2023, at 5:00 p.m. (Pacific Time); (3) the Cure Reply Deadline as June 26, 2023, at 5:00 p.m. (Pacific Time); and (4) the Contract Hearing as June 28, 2023, at 10:30 a.m. (Pacific Time);

NOW, THEREFORE, the Parties hereby stipulate and agree to the following:

IT IS STIPULATED AND AGREED that:

1. The deadline for service of Cure Notices shall be moved to June 13, 2023;
 2. The Contract Objection Deadline shall be moved to June 22, 2023, at 5:00 p.m. (Pacific Time);
 3. The Cure Reply Deadline shall be moved to June 26, 2023, at 5:00 p.m. (Pacific Time);
- and
4. The Contract Hearing shall be remain scheduled for June 28, 2023, at 10:30 a.m. (Pacific Time).

Dated this 9th day of June 2023.

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